

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI

IN RE: HAROLD W. ROBERTS, JR.
DEBTOR(S)

CHAPTER 13
CASE NO. 17-00610-NPO

TO: J. C. Bell T1
mdg@jcbell.net

United States Trustee
USTPRegion05.JA.ECF@usdoj.gov

Affected Creditors:

CNH Industrial Capital America LLC
PO Box 3600
Lancaster, PA 17604

Tower Loan of Mississippi, LLC
PO Box 320001
Flowood, MS 39232

NOTICE OF FILING MODIFIED PLAN

YOU ARE HEREBY NOTIFIED the above named Debtor has filed with the
Bankruptcy Court a Second Modified Plan. (See copy of Second Modified Plan).

YOU ARE FURTHER NOTIFIED that any objection to this proposed Modified
Plan should be filed by written pleading with the Court with a copy to the Trustee and
U.S. Trustee within twenty one (21) days of the mailing of this notice. If no objection is
timely filed, the Court may approve the Modified Plan as proposed.

THIS the 14th day of December, 2017.

/s/ JIM ARNOLD
JIM ARNOLD, MSB #1625
ATTORNEY FOR DEBTOR

CERTIFICATE OF SERVICE

I, Jim Arnold, Attorney for Debtor, Harold W. Roberts, Jr. do hereby certify that I have this day served electronically, a true and correct copy of the above Notice of Filing Second Modified Plan to the Chapter 13 Trustee and U. S. Trustee at the above listed email addresses and I further certify that I have mailed via U. S. Mail, postage prepaid, a copy to the affected creditor(s) at the address listed above.

This the 14th day of December, 2017.

/s/JIM ARNOLD
JIM ARNOLD

JIM ARNOLD, MSB #1625
ATTORNEY AT LAW
333 E. MULBERRY STREET
DURANT, MISSISSIPPI 39063
PHONE: 662-653-6448
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**SECOND MODIFIED CHAPTER 13 PLAN
UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF MISSISSIPPI**

CASE NO. 17-00610-NPO

Debtor Harold W. Roberts, Jr. SS# xxx-xx-4257 Median Income ☐ Above ☒ Below
 Joint Debtor _____ SS# _____
 Address 10421 Road 610 Philadelphia, MS 39350-0000

THIS PLAN DOES NOT ALLOW CLAIMS. Creditors must file a proof of claim to be paid under any plan that may be confirmed. The treatment of ALL secured / priority debts must be provided for in this plan.

PAYMENT AND LENGTH OF PLAN

The plan period shall be for a period of 60 months, not to be less than 36 months for below median income debtor(s), or less than 60 months for above median income debtor(s).

- (A) Debtor shall pay \$ 1,243.50 per (monthly / semi-monthly / weekly / bi-weekly) to the Chapter 13 Trustee. Unless otherwise ordered by the Court, an Order directing payment shall be issued to Debtor's employer at the following address:

M & G Logging
Attn: Payroll Department
10561 Rd 838
Philadelphia, MS 39350

- (B) Joint Debtor shall pay \$ _____ per (monthly / semi-monthly / weekly / bi-weekly) to the Chapter 13 Trustee. Unless otherwise ordered by the Court, an Order directing payment shall be issued to Debtor's employer at the following address:

PRIORITY CREDITORS.

Filed claims that are not disallowed to be paid in full or as ordered by the Court as follows:

Internal Revenue Service:	\$ 0.00	@ 0.00	/month
Mississippi Dept. of Revenue:	\$ 0.00	@ 0.00	/month
Other/ _____	\$ 0.00	@ 0.00	/month

DOMESTIC SUPPORT OBLIGATION DUE TO: MDHS -CSLS

PO Box 352

Jackson, MS 39225

Custodial Parent - Cantrell Shannon

POST PETITION OBLIGATION: In the amount of **\$230.00** per month beginning **April 2017**.

To be paid _____ direct, _____ through payroll deduction, or X through the plan.

PRE-PETITION ARREARAGE: In the total amount of **\$7,055.00** through **March 2017** shall be paid the amount of **\$117.58** per month beginning **April 2017**.

To be paid _____ Direct _____ through payroll deduction X through the plan.

DOMESTIC SUPPORT OBLIGATION DUE TO: MDHS -CSLS

PO Box 352

Jackson, MS 39225

Custodial Parent- Latoya Taylor

POST PETITION OBLIGATION: In the amount of **\$0.00** per month beginning _____

To be paid _____ direct, _____ through payroll deduction, or _____ through the plan.

PRE-PETITION ARREARAGE: In the total amount of **\$908.32** through **March 2017** shall be paid the amount of **\$15.14** per month beginning **April 2017**.

To be paid _____ Direct _____ through payroll deduction X through the plan.

Debtor's Initials HR Joint Debtor's Initials _____

CHAPTER 13 PLAN, PAGE 1 OF 3

HOME MORTGAGES. All claims secured by real property which are to be paid through the plan shall be scheduled below. Absent an objection by a party in interest, the plan will be amended consistent with the proof of claim filed herein, subject to the start date for the continuing monthly mortgage payment proposed herein.

MTG PMTS TO: -NONE- BEGINNING @\$ _____ PLAN DIRECT
 MTG ARREARS TO: -NONE- THROUGH \$ _____ @\$ _____ /MO*
 (*Including interest at %)

MORTGAGE CLAIMS TO BE PAID IN FULL OVER PLAN TERM:

Creditor: -NONE- Approx. amt. due: _____ Int. Rate: _____
 Property Address: _____ Are related taxes and/or insurance escrowed Yes No

NON-MORTGAGE SECURED CLAIMS. Creditors that have filed claims that are not disallowed are to retain lien(s) under 11 U.S.C. 1325(a)(5)(B)(i)(I) until the payment of the debt determined as under non-bankruptcy law or discharge. Such creditors shall be paid as secured claimants the sum set out below or pursuant to other order of the Court. The portion of the claim not paid as secured shall be treated as a general unsecured claim.

CREDITOR'S NAME	COLLATERAL	910* CLM	APPROX. AMT. OWED	VALUE	INT. RATE	PAY VALUE OR AMT. OWED
CNH Industrial Capital	Windom Tractor		3,556.34	3,300.00	5.00%	Pay Value
The Citizens Bank	Land Purchase		32,609.13	50,000.00	5.00%	Amt. Owed
Tower Loan	Personal Property		3,225.77	1,500.00	5.00%	Pay Value

*The column for "910 CLM" applies to both motor vehicles and "any other thing of value" as used in the "hanging paragraph" of 11 U.S.C. § 1325

SPECIAL CLAIMANTS including, but not limited to, co-signed debts, abandonment of collateral, direct payments by Debtor, etc. For all abandoned collateral Debtor will pay \$0.00 on the secured portion of the debt. Where the proposal is for payment, creditor must file a proof of claim to receive proposed payment.

CREDITOR'S NAME	COLLATERAL	APPROX. AMT. OWED	PROPOSED TREATMENT
State Farm Fncl Svcs	2015 Nissan Titan	\$39,975.00	Abandon

STUDENT LOANS which are not subject to discharge pursuant to 11 U.S.C. §§ 523(a)(8) and 1328(c) are as follows (such debts shall not be included in the general unsecured total):

CREDITOR'S NAME	APPROX. AMT. OWED	CONTRACTUAL MO. PMT.	PROPOSED TREATMENT
-NONE-			

SPECIAL PROVISIONS for all payments to be paid through the plan, including, but not limited to, adequate protection payments: -NONE-

GENERAL UNSECURED DEBTS totaling approximately \$ 9,819.00. Such claims must be timely filed and not disallowed to receive payment as follows: _____ IN FULL (100%) or 100 % (percent) MINIMUM, or a total distribution of \$____, with the Trustee to determine the percentage distribution. **Those general unsecured claims not timely filed shall be paid nothing, absent order of the Court.**

Total Attorney Fees Charged \$ 3,400.00
 Attorney Fees Previously Paid \$ 0.00
 Attorney fees to be paid in plan \$ 3,400.00

The payment of administrative costs and aforementioned attorney fees are to be paid pursuant to Court order and/or local rules.

Automobile Insurance Co/Agent

Attorney for Debtor (Name/Address/Phone # / Email)

Jim Arnold 1625

333 East Mulberry Street

Durant, MS 39063

Telephone/Fax

Telephone/Fax 662-653-6448

Facsimile No. 662-653-3432

E-mail Address arnoldjh@bellsouth.net

DATE: December 14, 2017

DEBTOR'S SIGNATURE

/s/ Harold W. Roberts, Jr.

JOINT DEBTOR'S SIGNATURE

ATTORNEY'S SIGNATURE

/s/ Jim Arnold